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4 UNITED STATES DISTRICT COURT  
5 WESTERN DISTRICT OF WASHINGTON  
6 AT TACOMA

7 CHAD A. GARDNER,

8 Plaintiff,

9 v.

10 STEVEN SINCLAIR, F. WAGNER,  
11 CHRISTOPHER STONE, RANDY  
12 SIMONSEN,

Defendants.

No. 2:18-CV-00660-RJB-DWC

**ORDER ADOPTING REPORT AND  
RECOMMENDATION**

13 The Court, having reviewed the Report and Recommendation of Magistrate Judge David  
14 W. Christel and the remaining record, does hereby find and ORDER:

- 15 (1) The Court adopts the Report and Recommendation (Dkt. 8).  
16 (2) This case is dismissed without prejudice.  
17 (3) The Clerk is directed to send copies of this Order to Plaintiff, counsel for  
18 Defendants, and to the Hon. David W. Christel.  
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20 **DATED** this 13<sup>th</sup> day of August, 2018. .

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23 ROBERT J. BRYAN  
24 United States District Judge  
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